IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO.475 OF 2006

Shri Abdul Kalam Abdul Samad Jalal. ...Petitioner.

Versus

Sainik Sahakari Co.operative Bank Ltd., Satara and Anr. ...Respondents.

....

Mr.M.K.Kocharekar, Advocate for the Petitioner.
Mr.S.R.Shinde, APP, for the State.

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CORAM : SMT.V.K.TAHILRAMANI,J.

DATED : 28th March, 2007.

P.C.:

1. Heard the learned Advocate for the petitioner and the learned APP for the State.

2. The petitioner has been convicted under Section 138 of N.I.Act by the learned Magistrate and the petitioner was directed to pay amount of compensation of Rs.5,00,000/- in default S.I. for three months. Being aggrieved, the applicant preferred Appeal No.67 of 2006, which was pending before the Adhoc Additional Sessions Judge(I), Raigad at Alibag. At the time of admission of the said appeal, the applicant (orig.accused) was directed to pay an amount of compensation at Rs.2,50,000/- on or before

30.11.2006 in the trial Court and the applicant was released on bail. Thereafter, the applicant preferred an application for reduction of the said amount of Rs.2,50,000/- and also sought extension of time to pay the said amount. The said application came to be rejected by the learned Sessions Judge by order dated 2nd December, 2006. Being aggrieved thereby, this Revision has been preferred.

3. This Court by order dated 6th December, 2006 directed the applicant to deposit a sum of Rs.3,00,000/- in this Court. Pursuant to the order of this Court, the applicant has deposited Rs.3,00,000/-.

4. In view of the fact that the applicant has deposited Rs.3,00,000/- before this Court, the Sessions Court shall hear and dispose of the Appeal on merits and the petitioner need not surrender before the trial Court. Applicant is released on bail on furnishing P.R. bond of Rs.15,000/- with one surety in the like amount.

5. Revision Application is disposed of accordingly.

(SMT.V.K.TAHILRAMANI,J.)